

REMARKS

Claims 1-9 are listed as pending in the application. Claims 4, 5, and 7-9 are listed as having been withdrawn from consideration. Claim 1 has been rejected and claims 2, 3, and 6 have been objected to.

DISCUSSION

Rejection Under 35 U.S.C. §112, First and Second Paragraphs

In the Office Action mailed July 20, 2005, the Examiner rejected claim 1 under 35 U.S.C. §112, first and second paragraphs, as allegedly being indefinite and not reasonably enabling because of Applicant's use of the term "heterocycloalkyl" in the expression "-CON(heterocycloalkyl)" for substituent X articulated therein.

In response thereto, Applicants have amended pending claim 1 in the manner suggested by the Examiner on page 6 of the Office Action by defining the term "heterocycloalkyl" in the group "-CON(heterocycloalkyl)" of substituent X as being selected from the group consisting of azabicycloheptanyl, azetidiny, benzazepiny, 1,3-dihydroisoindoly, carbazolyl, indoliny, imidazolidiny, morpholiny, phenothiaziny, phenoxaziny, piperaziny, piperidyl, pyrazolidiny, pyrrolidiny, tetrahydroindoly, tetrahydroisoquinoliny, tetrahydroquinoliny, tetrahydroquinoxaliny, tetrahydro-2H-1,4-thiaziny, and thiomorpholiny. Antecedent basis for such amendment is found on page 8, lines 9 to 22 of the instant description, where representative heterocycloalkyl groups are specifically enumerated. An exemplary method for preparing the compounds of formula I, wherein X is "-CON(heterocycloalkyl)" (e.g, compounds of formula Id), is disclosed on page 15, lines 9 to 22, including Scheme 2, of the description. The compounds

of instant Scheme 2, corresponding to the general formula "HN(heterocycloalkyl)", are ubiquitous in the relevant art. An example of a compound of formula Id is disclosed in Example 5, page 20, of the instant description.

Reconsideration and withdrawal of the rejection of claim 1 and the objection to claims 2, 3, and 6 are requested.

Non-Elected Claims 4, 5, and 7-9

In the interest of concluding prosecution of the present case, non-elected claims 7-9 have now been canceled. Applicants direct the Examiner's attention to the previous cancellation of claims 4 and 5 in Applicant's Reply of May 3, 2005.

All claims now pending in the application are in condition for allowance. Such prompt and favorable action is respectfully solicited.

Respectfully submitted,

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